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SEP 05 2017	
CLERK US DISTRICT COURT	
DISTRICT OF NEVADA	
BY	DEPUTY

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

KEVIN CLAUSEN,

Plaintiff,

v.

NEVADA DEPARTMENT OF
CORRECTIONS et al.,

Defendants.

3:17-cv-00522-RCJ-VPC

ORDER

I. DISCUSSION

Plaintiff, who is a prisoner in the custody of the Nevada Department of Corrections ("NDOC"), has submitted a civil rights complaint pursuant to 42 U.S.C. § 1983. (ECF No. 1-1). Plaintiff has neither paid the full filing fee for this matter nor filed an application to proceed *in forma pauperis*.¹

Pursuant to 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must complete an application to proceed *in forma pauperis* and attach both an inmate account statement for the past six months and a properly executed financial certificate. The Court will retain Plaintiff's civil rights complaint (ECF No. 1-1), but will not file it until the matter of the payment of the filing fee is resolved. Plaintiff will be granted an opportunity to file an application to proceed *in forma pauperis*, or in the alternative, pay the full filing fee for this action. If Plaintiff chooses to file an application to proceed *in forma pauperis* he must file a fully complete application to proceed *in forma pauperis*.

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¹ The Court notes that Plaintiff has filed a financial certificate and an inmate account statement but has not filed an application to proceed *in forma pauperis*. (ECF No. 1-2).

1 **II. CONCLUSION**

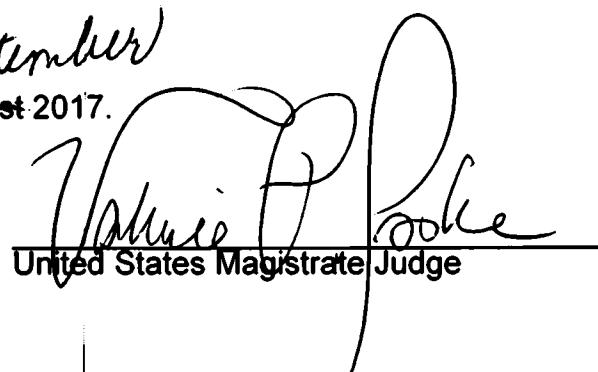
2 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court SHALL SEND
3 Plaintiff the approved form application to proceed *in forma pauperis* by a prisoner, as well as
4 the document entitled information and instructions for filing an *in forma pauperis* application.

5 IT IS FURTHER ORDERED that within thirty (30) days from the date of this order,
6 Plaintiff shall either: (1) file a fully complete application to proceed *in forma pauperis*, on the
7 correct form with complete financial attachments in compliance with 28 U.S.C. § 1915(a); or
8 (2) pay the full \$400 fee for filing a civil action (which includes the \$350 filing fee and the \$50
9 administrative fee).

10 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,
11 dismissal of this action may result.

12 IT IS FURTHER ORDERED that the Clerk of the Court shall retain the complaint (ECF
13 No. 1-1), but shall not file it at this time.

14 DATED: This 5th day of August 2017.

15 
16 Johnnie P. Cooke
17 United States Magistrate Judge